

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

GAELCO S.A., et al.	)	
	)	
	)	
Plaintiff,	)	Case No. 1:16-cv-10629
	)	
v.	)	
	)	
ARACHNID 360, LLC	)	
	)	Honorable Thomas M. Durkin
	)	
	)	
Defendants.	)	
_____	)	

**MOTION TO DISMISS PLAINTIFFS' COMPLAINT**

Defendant Arachnid 360, LLC (“Arachnid”) respectfully requests pursuant to Fed. R. Civ. P. 12(b)(6) that the Court dismiss Plaintiffs Gaelco S.A. and Gaelco Darts S.L.’s (collectively, “Gaelco”) complaint against Arachnid for failing to state a claim for which relief can be granted. In support of its motion, Arachnid states as follows:

As discussed in Arachnid’s memorandum accompanying this motion, Gaelco’s asserted patent claims the abstract idea of remotely refereeing a dart competition. The Supreme Court, the Federal Circuit, and district courts around the country have found that abstract ideas such as the one claimed by Gaelco’s asserted patent are invalid as directed to patent ineligible subject matter. Because the deficiencies in Gaelco’s complaint cannot be cured, the entire complaint should be dismissed with prejudice. Arachnid provides further grounds to its motion in its accompanying memorandum, filed herewith.

Dated: March 13, 2017

Respectfully submitted,

/s/ R. David Donoghue

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**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document **MOTION TO DISMISS PLAINTIFFS' COMPLAINT** was filed electronically on this 13<sup>th</sup> day of March, 2017 in compliance with the General Order on Electronic Case Filing, Section III(B)(1). As such, this document was served on all counsel who are deemed to have consented to electronic service. Fed. R. Civ. P. 5(b)(2)(E) and Local Rule 5.9.

/s/ R. David Donoghue  
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